

VOLUME NO.: LLAT/2902 OF 2020-21

DATE: 18-Jul-2020

Dear Client,

We have pleasure in listing below some of the recent legal landmarks.

SrNo	Authority Citation	Section/Rules /Subject	RATIO(S) CASE(NAME OF ASSESSEE)
1.1	ITAT_Bangalore	92C, ITA	As submitted by A, segment-wise details was not given separately. Following principle enunciated in decision of Mumbai Tribunal that in absence of segment-wise details, a functionally different company cannot be taken into account for comparability analysis.
1.2	59CCH0140	Transfer Pricing	Dell International Services India Pvt.Ltd.
2.1	ITAT_Delhi	2, ITA	Provision of deemed dividend would not apply when current account is maintained between parties for temporary financial accomodation. The expression 'by way of loans or advances' which is not defined and has to understood in commercial sense.
2.2	59CCH0141	Definition	Exotica Housing & Infrastructure Company Pvt. Ltd.
3.1	ITAT_Delhi	147, ITA	Reopening of assessment on the basis of reliable and cogent evidences found during course of search is valid.
3.2	59CCH0142	Assessment	RMP Holding (P) Ltd.
4.1	ITAT_Hyderabad	23, ITA	Fair rental value to be determined when the property is vacant to be done by adopting the rent received prior to vacating the same and not the price hike on rent to be adopted.
4.2	59CCH0143	IFHP	S.M. Qutubuddin
5.1	ITAT_Cuttack	56,ITA	The AO is entitled to scrutinize, verify & examine valuation & determine afresh himself / independent valuer after confronting A. He cannot opine on or change the method of valuation which is the right, privilege and prerogative of the A.
5.2	59CCH0144	IFOS	Alishan Palace Resorts Pvt. Ltd.

Please let us know if you need any further information on these.
Thanking you and assuring you of our best services at all times.

Yours Faithfully,

For *Anand Mehta & Associates.*
(CONSULTANTS)PRIVATE LIMITED

Anand V. Mehta
DIRECTOR

A mind of a consultant with a heart of a friend

Mumbai Office-Mulratna 1st Floor, 334,Narshi Naitha Street, Masjid (W),Mumbai 400009

Tel -022- 23400882 • Fax-022-23420195 • E-mail: amcon.mumbai@amcount.in

Pune Office -B/5 Shardaram Park, 34,Sasson Road, Near Jehangir Hospital, Pune 411 001

Tel-020 64013124 • Fax 020- 261 60424 • E-mail: amcon.pune@amcount.in

Gram-MATERPLAN <-> MASTERPLAY Website:www.amcount.in

